IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

AND
THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No.26913 of 2003

Between:

M/s Global Diagnostic Centre,

Partnership Firm, 26-3, Chanakyapuri, Safilguda,
Secunderabad, Rep. by its Managing Partner,
Dr. Rama Sridhar Rao.

..... PETITIONER

AND

1 Union of India, Rep. by its Secretary, Ministry of law,
Sastry Bhavan, New Delhi.
2 The Chief Manager & Authorised Officer, Andhra Bank, Zonal Office,
Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate order or direction more particularly one in nature of writ of mandamus declaring that the provisions of the Section 13(2) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act as illegal, arbitrary and violative of Articles 14, 19 , 21 and 50 of the Constitution of India. Further declare the notice of the second respondent dated 31-10-2003 u/s 13 (2) of the said Act as illegal, arbitrary and unenforceable consequently set aside the same.

Counsel for the Petitioner: Mr.N.A.RAMACHANDRA MURTHY

Counsel for Respondent No.1: Mr.A.RAJASEKHAR REDDY,

Sr.S.C. for Central Govt.

Counsel for Respondent No.2: Mr. L.RAJA REDDY

The Court made the following :

ORAL ORDER: (per the Hon'ble the Chief Justice)

Learned counsel for the petitioner states that the writ petition has been rendered infructuous.

The writ petition is, therefore, dismissed as having been rendered infructuous. No costs.

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(DEVINDER GUPTA, C.J.)

7th October 2004.

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(C.V.RAMULU, J.)

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To

1 The Secretary, Ministry of law, Govt. of India,
Sastry Bhavan, New Delhi.
2 The Chief Manager & Authorised Officer, Andhra Bank, Zonal Office,
Hyderabad.

3 Two C.D. copies.